Cr.A No.739/2000

11.12.2007 Present: Mr. D.S. Nainta, Deputy Advocate General, for the appellant.

Respondents-convicts Bittu Ram and Raj Kumar in person.

Mr. Dinesh Kumar Sharma, counsel for the respondents-convicts.

Respondents-convicts have been heard on the question of quantum of sentence. Their statements have been recorded, separately. Both of them have stated that they have small children to look after and maintain and they are the sole bread winners of their respective families. They have prayed for taking a lenient view in the matter of award of punishment.

Looking to the facts and the circumstances of the case, the condition in which the two respondents are placed, I feel that the ends of justice would be met if they are sentenced to undergo rigorous imprisonment for six months and to pay a fine of Rs.500/-, in default of payment of fine to undergo simple imprisonment for a further period of two months each, in respect of offence under Section 325 read with Section 34 IPC; and to pay a fine of Rs.500/-, in default of payment of fine to undergo simple imprisonment for a period of one month, in respect of offence under Section 323 read with Section 34 IPC. It is ordered accordingly. Jail warrants be prepared.

A copy of the judgment be given to each of the respondents-convicts, free of cost.

December 11, 2007(sd) (Surjit Singh), J.